

1 BOERSCH SHAPIRO LLP
2 David W. Shapiro (State Bar No. 219265)
3 Dshapiro@boerschshapiro.com
4 235 Montgomery Street, Suite 835
5 San Francisco, CA 94104
6 Telephone: (415) 500-6640

7 Attorney for Petitioner
8 RONALD J. MCINTOSH

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RONALD J. MCINTOSH,
Petitioner,
v.
ERIC H. HOLDER and
ATTORNEY GENERAL OF CALIFORNIA,
Respondents.

Case No.: 3:09-cv-00750 CRB

ORDER

This matter comes to Court on Petitioner's Motion for an Order to Produce Discovery.

Having reviewed all papers submitted in support of and in opposition to this motion, and this motion having been heard by this Court, the Court GRANTS Petitioner's Motion for an order directing the Attorney General for the State of California (the "State") and the United States Department of Justice (and its components the Federal Bureau of Investigation and the United States Marshal Service) (the "federal government") to produce the following in connection with McIntosh's Rule 60(b) motion as described below:

1. The State and federal government shall furnish McIntosh with (a) the material it deemed *Brady* material and furnished to McIntosh and (b) all material that it reviewed after the hearing on McIntosh's subpoena on October 5, 1990 and that was withheld in *People v. McIntosh*, C-23606 (Superior Court, County of San Mateo) (hereafter, "McIntosh") regardless of whether it was furnished to McIntosh.

2. The State and federal government shall furnish McIntosh with all information that came into the possession, custody or control of the State or federal government before,

1 during or after McIntosh that constitutes *Brady* material concerning Ronald Raiton a/k/a
 2 David Younge and/or Russell Weston a/k/a Drax Quartermain.

3 3. The State shall furnish McIntosh with all communications between the State and
 4 federal government prior to and following the hearing in *McIntosh* on October 5, 1990
 5 concerning the review of government files in response to McIntosh's subpoena. (See
 6 Exhibit C-1 accompanying this motion at 80.)

7 4. The State shall furnish McIntosh with all tape-recorded conversations between
 8 Ronald Raiton, a/k/a David Young and Russell Weston a/k/a Drax Quartermain following
 9 the homicide of Ronald Ewing.

10 5. The State shall furnish McIntosh with all information concerning any benefits
 11 (financial or otherwise) conferred on Ronald Raiton, a/k/a David Young by the State,
 12 including without limitation the State's knowledge of Raiton's failure to pay child
 13 support of over \$163,000 as of August 2006.

14 6. The federal government shall furnish McIntosh with all information concerning
 15 any benefits (financial or otherwise) conferred on Ronald Raiton, a/k/a David Young by
 16 the federal government, including without limitation the federal government's knowledge
 17 of Raiton's failure to pay child support of over \$163,000 as of August 2006.

18 7. The federal government shall furnish McIntosh with all information provided by
 19 Ronald Raiton, a/k/a David Young to the federal government concerning the homicide of
 20 Ronald Ewing, including any tape recordings, notes, and memoranda written or recorded
 21 by any person.

22 8. The State shall furnish McIntosh with all information provided by Ronald Raiton,
 23 a/k/a David Young to the State concerning the homicide of Ronald Ewing.

24 9. The federal government shall furnish McIntosh with all information, including
 25 reports, notes, emails, and other forms of information, concerning a United States
 26 Department of Justice investigation into the FBI's handling of Ronald Raiton, a/k/a
 27 David Younge.

28 10. The State and federal government shall furnish McIntosh all information,
 29 including reports, notes, and other documents, concerning communications between the
 30 State or federal government and Joseph Green.

31 11. The State and federal government shall furnish McIntosh all information,
 32 including reports, notes, and other documents, concerning communications between the
 33 State or federal government and Debra Chandler, including without limit
 34 communications concerning the substance of her testimony, and all information
 35 concerning any benefits conferred on Chandler by the State and/or federal government,
 36 including without limit any financial assistance and/or any involvement by the State (or
 37 its officers) regarding criminal charges brought or that could have been brought against
 38 Chandler.

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2 **IT IS SO ORDERED:**
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4 Dated: January 14, 2014
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